



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2551

DATE SCANNED

1/9/13

SCANNER NO.

2

SCAN OPERATOR

EEJ

13092681913



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2012 SEP 11 PM 1:12

September 11, 2012

MEMORANDUM

**SENSITIVE**

TO: The Commission

THROUGH: Alec Palmer *AP*  
Staff Director

FROM: Patricia C. Orrock *PCO*  
Chief Compliance Officer

Debbie Chacona *DC*  
Assistant Staff Director  
Reports Analysis Division

BY: *JP* Jodi Winship/Sari Pickerall  
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2012 July Quarterly Report for the  
Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2012 July Quarterly Report in accordance with 2 U.S.C. 434(a). The 2012 July Quarterly Report was due on July 15, 2012.

The committees listed in the attached RTB Circulation Report either failed to file the report, no more than thirty (30) days after the due date (considered a late filed report), or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 CFR 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

**Recommendation**

1. Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Report violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
2. Send the appropriate letters.

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Federal Election Commission  
Reason to Believe Circulation Report  
2012 JULY QUARTERLY Not Election Sensitive 07/15/2012 H\_S\_P\_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2538	C00506295	BICKNELL FOR CONGRESS	BICKNELL, HUNTER	JAMES R. SHAW, JR.	\$121,335	0	8/3/2012	19	\$34,201	\$580
2539	C00020453	CASS COUNTY REPUBLICAN CENTRAL COMMITTEE		TONY P. KEY	\$100,231	1	8/9/2012	25	\$8,064	\$225

2541	C00500173	DAVID MCINTOSH FOR INDIANA	MCINTOSH, DAVID MARTIN	JACKIE M. BENNETT, JR.	\$1,733,077	0	7/31/2012	16	\$575,917	\$6,500
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2548	C00500827	JOHN LEE FOR CONGRESS	LEE, JOHN JAY	RYANN PATRICK-SHELL JUDEN	\$138,309	0		Not Filed	\$46,103 (est)	\$990
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2551	C00293100	NAADAC THE ASSOCIATION FOR ADDICTION PROFESSIONALS		ALVIN FELICIANO	\$103,032	0	8/23/2012	Not Filed	\$14,149	\$550
2552	C00413567	NATIONAL ASSOCIATION OF FARM SERVICE AGENCY COUNTY OFFICE EMPLOYEES INC PPC AKA NASCOE PAC		ROBERT L. REDDING, JR.	\$154,216	0	8/8/2012	24	\$33,826	\$680
2553	C00192849	PLUMBERS AND PIPEFITTERS LOCAL UNION 74		MARK R. PERMAR	\$109,945	1	8/2/2012	18	\$15,813	\$250

2556	C00467761	SUE LOWDEN FOR U S SENATE	LOWDEN, SUE	BOB BEERS	\$273,273	2		Not Filed	\$54,655 (est)	\$4,455
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9/11/2012 12:59 PM

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2560	C00430686	WEBB FOR SENATE	WEBB, JAMES H JR	INGRID MORROY	\$257,207	.0		Not Filed	\$51,441 (est)	\$2,970

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Reason To Believe Recommendation - 2012 )  
July Quarterly Report for the )  
Administrative Fine Program: )  
BICKNELL FOR CONGRESS, and ) AF# 2538  
JAMES R SHAW JR as treasurer; )  
CASS COUNTY REPUBLICAN ) AF# 2539  
CENTRAL COMMITTEE, and TONY P )  
KEY as treasurer; )

DAVID MCINTOSH FOR INDIANA, and ) AF# 2541  
JACKIE M BENNETT JR as treasurer; )

JOHN LEE FOR CONGRESS, and ) AF# 2548  
JUDEN, RYANN PATRICK-SHELL as )  
treasurer; )

NAADAC THE ASSOCIATION FOR ) AF# 2551  
ADDICTION PROFESSIONALS, and )  
ALVIN FELICIANO as treasurer; )

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Federal Election Commission  
Certification for Administrative Fines  
September 12, 2012

Page 2

NATIONAL ASSOCIATION OF FARM ) AF# 2552  
SERVICE AGENCY COUNTY OFFICE )  
EMPLOYEES INC PPC AKA NASCOE )  
PAC, and ROBERT L REDDING JR as )  
treasurer; )  
PLUMBERS AND PIPEFITTERS LOCAL ) AF# 2553  
UNION 74, and MR MARK R PERMAR as )  
treasurer; )

SUE LOWDEN FOR U S SENATE, and ) AF# 2556  
BOB BEERS as treasurer; )

WEBB FOR SENATE, and INGRID ) AF# 2560  
MORROY as treasurer; )

CERTIFICATION

I, Shelley E. Garr, Deputy Secretary of the Federal Election Commission, do hereby certify that on September 12, 2012 the Commission took the following actions on the Reason To Believe Recommendation - 2012 July Quarterly Report for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated September 11, 2012, on the following committees:

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AF#2538 Decided by a vote of 6-0 to: (1) find reason to believe that BICKNELL FOR CONGRESS, and JAMES R SHAW JR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2539 Decided by a vote of 6-0 to: (1) find reason to believe that CASS COUNTY REPUBLICAN CENTRAL COMMITTEE, and TONY P KEY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2541 Decided by a vote of 6-0 to: (1) find reason to believe that DAVID MCINTOSH FOR INDIANA, and JACKIE M BENNETT JR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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**AF#2548** Decided by a vote of 6-0 to: (1) find reason to believe that JOHN LEE FOR CONGRESS, and JUDEN, RYANN PATRICK-SHELL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

**AF#2551** Decided by a vote of 6-0 to: (1) find reason to believe that NAADAC THE ASSOCIATION FOR ADDICTION PROFESSIONALS, and ALVIN FELICIANO as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate

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letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2552 Decided by a vote of 6-0 to: (1) find reason to believe that NATIONAL ASSOCIATION OF FARM SERVICE AGENCY COUNTY OFFICE EMPLOYEES INC PPC AKA NASCOE PAC, and ROBERT L REDDING JR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2553 Decided by a vote of 6-0 to: (1) find reason to believe that PLUMBERS AND PIPEFITTERS LOCAL UNION 74, and MR MARK R PERMAR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2556 Decided by a vote of 6-0 to: (1) find reason to believe that SUE LOWDEN FOR U S SENATE, and BOB BEERS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2560 Decided by a vote of 6-0 to: (1) find reason to believe that WEBB FOR SENATE, and INGRID MORROY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

September 13, 2012  
Date

Shelley E. Garr  
Shelley E. Garr  
Deputy Secretary of the Commission



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

September 13, 2012

Alvin Feliciano, in official capacity as Treasurer  
NAADAC The Association For Addiction Professionals  
1001 N Fairfax Street, Suite 201  
Alexandria, VA 22314

C00293100  
AF#: 2551

Dear Mr. Feliciano:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a July Quarterly Report of Receipts and Disbursements in a calendar year during which there is a regularly scheduled election. This report, covering the period through June 30th, shall be filed no later than July 15th. 2 U.S.C. 434(a). Records at the Federal Election Commission ("FEC") indicate that this report was not filed within thirty (30) days of the due date.

This Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. 434(a). 2 U.S.C. 437g(a)(4). On September 12, 2012, the FEC found that there is reason to believe ("RTB") that NAADAC The Association For Addiction Professionals and you, in your official capacity as treasurer, violated 2 U.S.C. 434(a) by failing to file timely this report on or before July 15th. Based on the FEC's schedules of civil money penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$550. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 CFR § 111.34. Your payment of \$550 is due within forty (40) days of the finding, or by October 22, 2012, and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive

Level of Activity: \$14,149

Number of Days Late: Not Filed (reports not filed within thirty (30) days of the due date are considered not filed for the purpose of calculating the penalty)

Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

**1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty**

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your

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committee's identification number, to the FEC's Office of Administrative Review, 999 E Street, NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or October 22, 2012. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 CFR § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 CFR § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failure; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. district court under 2 U.S.C. § 437g. 11 CFR § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

### **3. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge**

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that NAADAC The Association For Addiction Professionals and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 CFR § 111.51(a)(2).

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**3. If You Choose to Pay the Civil Money Penalty**

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. § 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 CFR § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickerall in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,

*Carole C. Hunter*

Caroline C. Hunter  
Chair

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**ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at RTB is \$550 for the 2012 July Quarterly Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission  
P.O. Box 979058  
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox  
FEC #979058  
1005 Convention Plaza  
Attn: Government Lockbox, SL-MO-C2GL  
St. Louis, MO 63101

The remittance and your payment are due by October 22, 2012. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

**PAYMENTS BY PERSONAL CHECK**

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

**PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT**

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FOR: NAADAC The Association For Addiction Professionals

FEC ID#: C00293100

AF#: 2551

PAYMENT DUE DATE: October 22, 2012

PAYMENT AMOUNT DUE: \$550

13092681926



# NAADAC

THE ASSOCIATION FOR  
ADDICTION PROFESSIONALS

[www.naadac.org](http://www.naadac.org)

## FEC OFFICE OF ADMIN REVIEW

2012 OCT -2 PM 1:40

September 25, 2012

Caroline C. Hunter  
Chair  
Federal Election Commission

RE: FEC ID# C00293100

AF#: 2551

Challenge to the RTB Finding and Civil Money Penalty

Dear Ms. Hunter:

NAADAC, the Association for Addiction Professionals (NAADAC) received your letter dated 13 September 2012 regarding the July Quarterly Report of receipts and Disbursements covering the period through June 30<sup>th</sup> and required to be filed no later than July 15<sup>th</sup>.

NAADAC would like to present to you evidence that we filed the original report within the time period as required and request the fine of \$550.00 to be reversed based on the grounds: (1) a factual error in the RTB finding; and (2) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond our control. 11 CFR 111.35(b).

- 1) NAADAC filed the report through the U.S. Post Office on 30 July 2012, as I personally drove to the U.S. Post Office in Alexandria, VA before 6:00pm mail pick up time and placed the large envelope in the mail slot at the Post Office inside the doors. NAADAC did not have a reason to believe that the package was not delivered until there was notice given to our Financial Coordinator, Angela Beckett by way of a letter from the FEC. Ms. Beckett contacted the FEC office to validate that the FEC Reports were not received and to learn of the next steps to be taken to resolve this circumstance. Ms. Beckett did not receive a call back from the FEC. Ms. Beckett again called on 23 August to the FEC and left a message. She did hear back from the FEC with instructions to resend the information using a system with a tracking system. This was done on 24 August with tracking numbers. Ms. Beckett informed me that in her conversation with the FEC office there was not a discussion or comment to her regarding the issue of penalty or consequences for the documents not received.
- 2) NAADAC therefore evidences that we used our best efforts to file in a timely manner and was prevented from it being received by the Federal Election Commission due to a failure on by our

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local U. S. Post Office. Once we were aware of this situation, NAADAC filed the paperwork once again within a 24-hour period of time.

Please find the attached letter from NAADAC's Financial Coordinator, Angela Beckett explaining the circumstances and her follow-up once she was aware that the report had not been received. I submit this as evidence that NAADAC did respond to correct the situation once we were aware.

Therefore, I would request that the Reviewing Officer and the Commission find that no violation has occurred (11 CFR 111.37) and authorize the Reviewing Officer to notify NAADAC (respondent) by letter of this final determination.

Thank you.

Respectfully Submitted;

A handwritten signature in black ink, appearing to read 'Cynthia Moreno Tuohy', with a stylized flourish at the end.

Cynthia Moreno Tuohy; NCACII, CCDCIII, SAP  
Executive Director

13092681928





**THE ASSOCIATION FOR  
ADDICTION PROFESSIONALS**

1001 N. Fairfax Street, Suite 201, Alexandria, VA 22314  
Ph: 703.741.7686 • 800.548.0497 Fax: 703.741.7698 • 800.377.1136  
World Wide Web: [www.naadac.org](http://www.naadac.org)

1972-2007 Celebrating 35 Years of  
Serving the Addiction Profession

September 14, 2012

Cynthia Moreno Tuohy  
1001 N. Fairfax St. Ste. 201  
Alexandria, VA 22314

Dear Cynthia,

On July 30, 2012, I completed the Second Quarter FEC report and provided it for review. It was then signed and copied to place in the mail that evening. I personally placed stamps on this envelop and returned it to you for delivery to the post office that evening.

Upon receiving a letter from the FEC office that our return was not received I contacted the office and left a message to ensure that it was definitely not received and what the next steps would be to resolve the issue. I did not receive a call back.

On August 23, 2012 I placed another call to the FEC office and left a message. This time I did receive a call back and was told to resend the information using UPS or another form of tracking so that we are sure that they receive the document. This was done on August 24, 2012 from the NAADAC Office. During this conversation it was never discussed that there would be any penalty or consequence for this document not being received.

Sincerely,

A handwritten signature in cursive script that reads 'Angela Beckett'.

Angela Beckett

13092681929



**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

**Via First Class Mail**

**October 2, 2012**

**Alvin Feliciano, in official capacity as Treasurer  
NAADAC The Association For Addiction Professionals  
1001 N Fairfax Street, Suite 201  
Alexandria, VA 22314**

**C00293100  
AF#: 2551**

**Dear Mr. Feliciano:**

**On October 2, 2012, the Commission received your written response ("challenge") which is being reviewed by the Office of Administrative Review. If you have any questions regarding your challenge, please contact this Office on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660.**

**Sincerely,**

A handwritten signature in black ink, appearing to read "Dayna C. Brown".

**Dayna C. Brown  
Reviewing Officer  
Office of Administrative Review**

13092681930

**Date: October 2, 2012**

**REFERRAL TO OFFICE OF ADMINISTRATIVE REVIEW  
CHALLENGE RECEIVED**

**AF#: 2551**

**Committee Name: NAADAC The Association for Addiction Professionals**

**Committee ID#: C00293100**

**Committee Address (if different than in RTB letter): N/A**

**Treasurer Name (if different than in RTB finding): N/A**

**Attachments:**

**Copy of RTB Circulation Report, dated September 11, 2012 and RTB Certification, dated September 13, 2012: Previously Forwarded**

**Attachment #: N/A**

**Proof of Delivery (to be forwarded at later date if not yet received) (Y/N): Y**

**Attachment #: 1**

**Other Relevant Telecoms (Y/N): N**

**Attachment #: N/A**

**Original Correspondence Received by RAD in Response to RTB Letter (Y/N): N**

**Attachment #: N/A**

**RAD Staff Declaration (Y/N): Y**

**-2012 July Quarterly Report Prior Notice, dated June 21, 2012.**

**-Non-Filer Letter, dated July 30, 2012.**

**-RTB Letter, dated September 13, 2012.**

**Attachment #: 3**

**Other RAD Information: (Y/N): N**

**Attachment#: N/A**

13092681931



## Delivery Notification

Dear Customer,

This notice serves as proof of delivery for the shipment listed below.

**Tracking Number:** 1Z WF5 860 A2 9438 184 2  
**Reference Number(s):** RAD, 2551  
**Service:** NEXT DAY AIR  
**Special Instructions:** ADULT SIGNATURE REQUIRED  
**Shipped/Billed On:** 09/12/2012  
**Delivered On:** 09/14/2012 10:11 A.M.  
**Delivered To:** 1001 N FAIRFAX ST  
2 201  
ALEXANDRIA, VA, US 22314  
**Signed By:** KIM  
**Location:** OFFICE

Thank you for giving us this opportunity to serve you.

Sincerely,  
UPS

Tracking results provided by UPS: 09/14/2012 1:18 P.M. ET

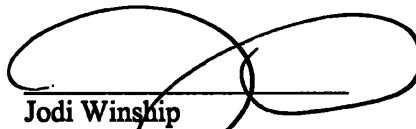
Attachment 1

[https://www.campusship.ups.com/campus\\_track/processPOD?lineData=AL...](https://www.campusship.ups.com/campus_track/processPOD?lineData=AL...) 9/14/2012

13092681932

## DECLARATION OF JODI WINSHIP

1. I am the Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission ("Commission"). In my capacity as Chief of the Compliance Branch, I oversee the initial processing of the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to NAADAC The Association for Addiction Professionals:
  - A) Prior Notice, dated June 21, 2012, referencing the 2012 July Quarterly Report (sent via electronic mail to: [cmoreno@naadac.org](mailto:cmoreno@naadac.org));
  - B) Non-Filer Letter, dated July 30, 2012, referencing the 2012 July Quarterly Report;
  - C) Reason-to-Believe Letter, dated September 13, 2012 referencing the 2012 July Quarterly Report.
3. I hereby certify that I have searched the Commission's public records and find that NAADAC The Association for Addiction Professionals filed the 2012 July Quarterly Report with the Commission on August 23, 2012.
4. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed at Washington, D.C. on the 2<sup>nd</sup> day of October, 2012.

  
Jodi Winship  
Chief, Compliance Branch  
Reports Analysis Division  
Federal Election Commission



# JULY QUARTERLY REPORT NOTICE

FEDERAL ELECTION COMMISSION

CONGRESSIONAL COMMITTEES  
PARTIES AND PACS

June 21, 2012

## CURRENT REPORT DUE

REPORT	CLOSE OF BOOKS <sup>1</sup>	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
July Quarterly	06/30/12	07/15/12	07/15/12 <sup>2</sup>

## REPORTING SCHEDULE FOR REMAINDER OF 2012

REPORT	CLOSE OF BOOKS <sup>1</sup>	REG./CERT. & OVERNIGHT MAILING DEADLINE	FILING DEADLINE
October Quarterly	09/30/12	10/15/12	10/15/12
Pre-General <sup>3</sup>	10/17/12	10/22/12	10/25/12
Post-General	11/26/12	12/06/12	12/06/12
Year-End	12/31/12	01/31/13	01/31/13

### Supplemental Filing Information is available:

- Congressional Committees
- Parties and PACs

<sup>1</sup> A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered up through the close of books for the first report due.

<sup>2</sup> Notice that this filing date falls on a weekend. Filing deadlines are not extended when they fall on nonworking days. Accordingly, reports filed by methods other than Registered, Certified or Overnight Mail, or electronically, must be received before the Commission's (or for committees supporting only Senate candidates, the Secretary of Senate's) close of business on the last business day before the deadline.

<sup>3</sup> **Parties and PACs:** required only if committee makes contributions or expenditures in connection with the general election during the reporting period. 11 CFR 104.5(c)(1)(ii).

**Congressional Committees:** the principal campaign committee of a candidate who participates in the general election must file pre-and post-general election reports. 11 CFR 104.5(a)(2).

## 2012 SUPPLEMENTAL FILING INFORMATION CONGRESSIONAL COMMITTEES

**PLEASE NOTE:** The Commission provides reminders of upcoming filing dates as a courtesy to help committees comply with the filing deadlines set forth in the Act and Commission regulations. Committee treasurers must comply with all applicable filing deadlines established by law, and the lack of prior notice does not constitute an excuse for failing to comply with any filing deadline.

### WHO MUST FILE

Principal campaign committees of congressional candidates <sup>1</sup> (including unopposed candidates and candidates whose names do not appear on the ballot) must file Quarterly Reports in 2012. <sup>2</sup>

Campaigns that raise or spend more than \$5,000 for the 2012 election cycle (and thus trigger registration and reporting requirements) must file quarterly reports throughout 2012, even if the candidate plans to retire, withdraws from the race prior to the primary election, loses the primary or drops out of the race prior to the general election. See 11 CFR 104.5(a)(2).

Before a committee can stop filing with the FEC, it must file a termination report with the Commission. See 11 CFR 102.3. Committees must continue to file reports until the Commission notifies them in writing that their termination report has been accepted.

### METHODS OF FILING REPORTS

#### Electronic Filing

Reports filed electronically must be received and validated by the Commission by 11:59 p.m. Eastern Time on the filing deadline. See 11 CFR 104.5(e). See also 11 CFR 104.18 and 100.19.

- Web Page: Electronic Filing Page
- Campaign Guide for Congressional Candidates and Committees (Candidate Guide), pp. 83-86 [PDF]

#### Paper Filing - Meeting the Filing Deadline

Paper Report filing options -- Registered, Certified or Overnight or First Class Mail.

See 11 CFR 104.5(e). See also 11 CFR 100.19.

- Web Page: Link to Paper Forms (for downloading and printing)
- Candidate Guide, p.82 [PDF]

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<sup>1</sup> Generally, an individual becomes a candidate for federal office (and thus triggers registration and reporting obligations) when his or her campaign exceeds \$5,000 in either contributions or expenditures. If the campaign has not crossed the \$5,000 threshold, it is not required to file reports. See 11 CFR 100.3(a). See also 11 CFR 104.5(a).

<sup>2</sup> If a candidate has more than one authorized committee, the principal campaign committee files a consolidated report on Form 3Z [PDF]. See 11 CFR 104.3(f).

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## **PRE- AND POST-ELECTION REPORTS**

The principal campaign committee of any candidate participating in a 2012 state primary, nominating convention or runoff election – even if unopposed – must also file a pre-election report 12 days prior to the primary, nominating convention or runoff. The principal campaign committee of a candidate who participates in the general election must file pre- and post-general election reports. See 11 CFR 104.5(a)(2).

- Web Page: 2012 Congressional Pre-Primary Reporting Dates
- The Record:
  - FEC Record Blog: Reporting
  - January 2012 issue [PDF]
- Candidate Guide, pp. 81-82 [PDF]

## **48 HOUR NOTICES OF CONTRIBUTIONS**

The principal campaign committee must file notices if any authorized committees receive any contribution (including in-kind gifts or advances of goods or services; loans from the candidate or other non-bank sources; and guarantees or endorsements of bank loans to the candidate or committee) of \$1,000 or more per source, during the period less than 20 days but more than 48 hours before any election in which the candidate is running. See 11 CFR 104.5(f).

The notices must reach the appropriate federal filing office within 48 hours of the committee's receipt of the contribution(s). Campaign committees that file electronically **MUST submit their 48-hour notices electronically**. See 11 CFR 104.5(f).

- Web Page: Electronic Filing Page
- Web Page: Link to Paper Forms (for downloading and printing)
- Web Page: Link to Web Form 6 (for online submission)
- Form 6 Fax numbers
  - Senate campaigns (Secretary of the Senate): (202) 224-1851
  - House Campaigns (FEC): (202) 219-0174
- Campaign Guide: Candidate Guide, p. 81 [PDF]

## **2012 REPORTING SCHEDULE**

- Web Page: 2012 Reporting Dates Page
- The Record:
  - FEC Record Blog: Reporting
  - January 2012 issue [PDF]
- Candidate Guide, p. 83 [PDF]



## COMPLIANCE

### Treasurer Responsibility

Committee Treasurers are responsible for both the timeliness and the accuracy of all reports. They may be subject to monetary penalties if reports are inaccurate or are not filed on time. See 11 CFR 104.14(d).

- Statement of Policy Regarding Treasurers Subject to Enforcement Proceedings [PDF]
- Candidate Guide, p. 7-9 [PDF]

### Administrative Fine Program

Political committees and their treasurers who fail to file their reports on time may be subject to civil money penalties up to \$17,600 (or more for repeat late- and non-filers).<sup>3</sup> See generally, 11 CFR Part 111 Subpart B. See also 11 CFR 111.43.

- Web Page: Administrative Fine Program
- Candidate Guide, pp. 82-83 [PDF]

## DISCLOSURE OF LOBBYIST BUNDLING ACTIVITY

Campaign committees must file FEC Form 3L [PDF] if they receive two or more bundled contributions from lobbyists/registrants or lobbyist/registrant PACs that aggregate in excess of \$16,700 during the applicable reporting period (see page 1 of this notice). See 11 CFR 104.22 and 11 CFR 110.17(f).

- The Record: March 2009 issue [PDF]
- Candidate Guide, Appendix F, pp. 155-161 [PDF]

## IMPORTANT FILING INFORMATION - PAPER FILERS

In response to the 2001 anthrax threat, the U.S. Postal Service is irradiating mail directed to many federal agencies, including the FEC and the Secretary of the Senate.<sup>4</sup> This process has not only delayed mail delivery, it has also damaged and in some cases destroyed pieces of mail. As a result, committees that file reports with the FEC may want to consider submitting their reports by some means other than U.S. mail. Alternative methods include electronic filing, overnight mail or delivery service, and hand delivery.

<sup>3</sup> Penalties for late- or non-filing of 48-hour notices are based on the amount of contributions not timely disclosed. As a result, these penalties may exceed \$17,600, even for first-time violations.

<sup>4</sup> Senate committees should contact the Secretary of the Senate at (202) 224-0322 for more information on filing reports via US mail.

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**FOR INFORMATION, CALL: (800) 424-9530 or (202) 694-1100**

## 2012 SUPPLEMENTAL FILING INFORMATION PACs AND PARTY COMMITTEES

**PLEASE NOTE:** The Commission provides reminders of upcoming filing dates as a courtesy to help committees comply with the filing deadlines set forth in the Act and Commission regulations. Committee treasurers must comply with all applicable filing deadlines established by law, and the lack of prior notice does not constitute an excuse for failing to comply with any filing deadline.

### WHO MUST FILE

All Party Committees and PACs (Nonconnected Committees and Separate Segregated Funds) must file either quarterly or monthly reports in 2012. See 11 CFR 104.5(c). Before a committee can stop filing with the FEC, it must file a termination report with the Commission. See 11 CFR 102.3. Committees must continue to file reports until the Commission notifies them in writing that their termination report has been accepted.

### METHODS OF FILING REPORTS

#### Electronic Filing

Reports filed electronically must be received and validated by the Commission by 11:59 p.m. Eastern Time on the filing deadline. See 11 CFR 104.5(e). See also 11 CFR 104.18 and 100.19.

- Web Page: [Electronic Filing Page](#)
- Campaign Guide: *Nonconnected Committees (Nonconnected)*, pp. 51-53 [PDF]; *Corporations and Labor Organizations (SSF)*, pp. 49-51 [PDF]; *Political Party Committees (Party)*, pp. 69-71 [PDF].

#### Paper Filing – Meeting the Filing Deadline

Paper report filing options – Registered, Certified or Overnight or First Class Mail. See 11 CFR 104.5(e). See also 11 CFR 100.19.

- Web Page: [Link to Paper Forms](#) (for downloading and printing)
- Campaign Guide: *Nonconnected*, pp. 47-48 [PDF]; *SSF*, pp. 45-46 [PDF]; *Party*, p. 65 [PDF].

### CHANGE IN FILING FREQUENCY

Committees able to change their reporting schedule (for example, from monthly to quarterly) who wish to do so must notify the Commission in writing and may change their filing frequency no more than once per calendar year. See 11 CFR 104.5(c).

- Web Page: [Filing Frequency by Type of Committee](#)
- Campaign Guide: *Nonconnected*, p. 51 [PDF]; *SSF*, p. 49 [PDF]; *Party*, p. 67 [PDF].

### 2012 REPORTING SCHEDULE

- Web Page: [2012 Reporting Dates Page](#)
- The Record:
  - [FEC Record Blog: Reporting](#)
  - [January 2012 issue](#) [PDF]
- Campaign Guide: *Nonconnected*, pp. 49-51 [PDF]; *SSF*, pp. 46-48 [PDF]; *Party*, pp. 67-68 [PDF].

## PRE-ELECTION REPORTING

Quarterly filing committees that make contributions or expenditures (including independent expenditures) in connection with an election must also file a Pre-Election Report, if the activity was not previously reported. See 11 CFR 104.5(c)(1)(ii).

- Web Page: 2012 Congressional Pre-Primary Reporting Dates Page
- The Record:
  - FEC Record Blog: Reporting
  - January 2012 issue [PDF]
- Campaign Guide: Nonconnected, pp. 49-51 [PDF]; SSF, pp. 46-48 [PDF]; Party, pp. 67-68 [PDF].

## COMPLIANCE

### Treasurer Responsibility

Committee treasurers are responsible for both the timeliness and the accuracy of all reports. They may be subject to monetary penalties if reports are inaccurate or are not filed on time. See 11 CFR 104.14(d).

- Statement of Policy Regarding Treasurers Subject to Enforcement Proceeding [PDF]
- Campaign Guide: Nonconnected, pp. 3-4 [PDF]; SSF, pp. 1-2 [PDF]; Party, pp. 6-7 [PDF].

### Administrative Fine Program

Failure to file reports on time may be subject to civil money penalties up to \$17,600 (or more for repeat late- or non-filers). See 11 CFR 111.43(b). See generally, 11 CFR Part 111 Subpart B.

See also 11 CFR 111.43.

- Web Page: Administrative Fine Program Page
- Campaign Guide: Nonconnected, pp. 48-49 [PDF]; SSF, p. 46 [PDF]; Party, p. 66 [PDF].

## DISCLOSURE OF LOBBYIST BUNDLING ACTIVITY

Party committees and Leadership PACs must file FEC Form 3L [PDF] if they receive two or more bundled contributions from lobbyists/registrants or lobbyist/registrant PACs that aggregate in excess of \$16,700 during the applicable reporting period (see page 1 of this notice). See 11 CFR 104.22 and 11 CFR 110.17(f).

- The Record: March 2009 issue [PDF]

## 48- AND 24-HOUR REPORTS OF INDEPENDENT EXPENDITURES

Any PAC or Party Committee that makes independent expenditures in 2012 may have to disclose this activity within 48- or 24-hours based upon the date and amount of the expenditure.

See 11 CFR 104.4(b)(2) and (c). See generally, 11 CFR 104.4.

- Web Page: State-by-state chart of 2012 48- and 24-hour periods for independent expenditures
- Campaign Guide: Nonconnected, pp. 72-74 [PDF]; SSF, pp. 65-67 [PDF]; Party, pp. 87-89 [PDF].

These reports are not required when a PAC or Party Committee makes a contribution directly to a candidate.

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**FOR INFORMATION, CALL: (800) 424-9530 or (202) 694-1100**



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

July 30, 2012

RQ-7

WILLIAM BURNETT, TREASURER  
NAADAC THE ASSOCIATION FOR ADDICTION PROFESSIONALS  
1001 N FAIRFAX HT SUITE 201  
ALEXANDRIA, VA 22314

IDENTIFICATION NUMBER: C00293100

REFERENCE: JULY QUARTERLY REPORT 4/1/2012 - 6/30/2012

DEAR TREASURER:

IT HAS COME TO THE ATTENTION OF THE FEDERAL ELECTION COMMISSION THAT YOU MAY HAVE FAILED TO FILE THE ABOVE REFERENCED REPORT OF RECEIPTS AND EXPENDITURES AS REQUIRED BY THE FEDERAL ELECTION CAMPAIGN ACT, AS AMENDED.

IT IS IMPORTANT THAT YOU FILE THIS REPORT IMMEDIATELY WITH THE FEDERAL ELECTION COMMISSION, 999 E STREET, N.W., WASHINGTON, D.C., 20463. PLEASE NOTE THAT ELECTRONIC FILERS MUST SUBMIT THEIR REPORTS ELECTRONICALLY, AS PER 11 CFR §104.18. A COPY OF THE REPORT OR RELEVANT PORTIONS MUST ALSO BE FILED WITH THE SECRETARY OF THE STATE OR EQUIVALENT STATE OFFICER UNLESS THE STATE IS EXEMPT FROM THE FEDERAL REQUIREMENT TO RECEIVE AND MAINTAIN PAPER COPIES. YOU CAN VERIFY THE COMMISSION'S RECEIPT OF ANY DOCUMENTS SUBMITTED BY YOUR COMMITTEE ON THE FEC WEBSITE AT WWW.FEC.GOV.

THE FAILURE TO TIMELY FILE THIS REPORT MAY RESULT IN CIVIL MONEY PENALTIES, AN AUDIT OR LEGAL ENFORCEMENT ACTION. THE CIVIL MONEY PENALTY CALCULATION FOR LATE REPORTS DOES NOT INCLUDE A GRACE PERIOD AND BEGINS ON THE DAY FOLLOWING THE DUE DATE FOR THE REPORT. DUE TO HEIGHTENED SECURITY SCREENING MEASURES, DELIVERY OF MAIL BY THE US POSTAL SERVICE MAY BE DELAYED. THE COMMISSION RECOMMENDS THAT YOU SUBMIT YOUR REPORT VIA OVERNIGHT DELIVERY OR COURIER SERVICE.

IF YOU HAVE ANY QUESTIONS REGARDING THIS MATTER, PLEASE CONTACT CHRISTOPHER RITCHIE AT OUR TOLL FREE NUMBER (800)424-9530. OUR DIRECT LOCAL NUMBER IS (202)694-1130.

SINCERELY,

*Debbie Chacona*

DEBBIE CHACONA  
ASSISTANT STAFF DIRECTOR  
REPORTS ANALYSIS DIVISION (RAD)

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12030863853



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2012 OCT 31 PM 2: 01

**SENSITIVE**

October 31, 2012

**MEMORANDUM**

To: The Commission

Through: Alec Palmer *AP*  
Staff Director

From: Patricia C. Orrock *PCO*  
Chief Compliance Officer

Dayna C. Brown *DCB*  
Reviewing Officer  
Office of Administrative Review

Subject: Reviewing Officer Recommendation in AF# 2551 – NAADAC The Association for Addiction Professionals and Alvin Feliciano, in official capacity as Treasurer (C00293100)

The attached Reviewing Officer Recommendation is being circulated on an informational basis. A copy was also sent to the respondents in accordance with 11 C.F.R. § 111.36(f). The respondents may file with the Commission Secretary a written response within 10 days of transmittal of the recommendation.

After the 10 day period, the Reviewing Officer Recommendation and the respondents' written response, if any, will be circulated to the Commission to make a final determination.

Attachment

13092681941



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

October 31, 2012

**REVIEWING OFFICER RECOMMENDATION  
OFFICE OF ADMINISTRATIVE REVIEW ("OAR")**

AF# 2551 – NAADAC The Association for Addiction Professionals and Alvin Feliciano, in his official capacity as Treasurer (C00293100)

**Summary of Recommendation**

Make a final determination that the respondents violated 2 U.S.C. § 434(a) and assess a \$550 civil money penalty.

**Reason-to-Believe Background**

On September 12, 2012, the Commission found reason to believe ("RTB") that the respondents violated 2 U.S.C. § 434(a) for failing to file the 2012 July Quarterly Report and made a preliminary determination that the civil money penalty was \$550, based on the schedule of penalties at 11 C.F.R. § 111.43. A letter, dated September 13, 2012, was mailed to the respondents' address of record by the Reports Analysis Division ("RAD") to notify them of the Commission's RTB finding and civil money penalty.

**Legal Requirements**

The Federal Election Campaign Act ("Act") states that the treasurer of a principal campaign committee shall file a report for the quarter ending June 30 no later than July 15. 2 U.S.C. § 434(a)(2)(A)(iii) and 11 C.F.R. § 104.5(a)(1)(i). Reports sent by registered or certified mail, by Express or Priority Mail with delivery confirmation or by overnight delivery service with an online tracking system, and scheduled for next business day delivery, must be postmarked, or deposited with the mailing service, no later than the July 15 to be timely filed. Reports sent by first class mail must be received by the close of business on the filing date to be timely filed. 2 U.S.C. § 434(a)(5), and 11 C.F.R. §§ 100.19(b) and 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

**Respondents' Challenge**

On October 2, 2012, the Commission's Office of Administrative Review ("OAR") received the written response ("challenge") from Executive Director, Cynthia Moreno Tuohy, challenging on the grounds that there is a factual error in the RTB finding, and the Committee demonstrated best efforts to file but were prevented from doing so due to reasonably unforeseen circumstances beyond their control. In a letter included with the challenge, the Committee's Financial Coordinator states that she completed the report on July 30, and personally placed stamps on the envelope before providing it to the Executive Director for mailing. The Executive Director states that on July 30, she personally drove the report to the Alexandria, VA Post Office and placed it in the mail slot inside the Post Office doors.

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The Committee did not have reason to believe that the report was not delivered until the Financial Coordinator received a letter from the Commission. Upon receipt of the letter, the challenge states that the Financial Coordinator called the Commission for assistance with resolving the issue, and did not receive a return call. She called again on August 23 and after leaving a message, received a return call. She was instructed to resend the report using a trackable method, and there was no discussion of a penalty for the report not having been received.

The challenge concludes that the respondents used their best efforts to file timely, but the failure of their local Post Office prevented the report from being received by the Commission, and once they were made aware of the situation, the report was refiled within 24 hours.

### Analysis

On July 30, 2012, RAD sent a non-filer letter to the respondents' address of record, informing them that they did not file the July Quarterly Report. The respondents state that this letter was their first indication that their report had not been received, and that a call placed to the Commission regarding the letter went unreturned. According to RAD telecoms (written records of telephone conversations), however, the Reports Analyst returned the Financial Coordinator's call. RAD telecoms indicate that on August 6, the Financial Coordinator called the Analyst and left a voicemail. The Analyst returned her call and left a voicemail explaining that the July Quarterly Report had not been filed and that they should file it as soon as possible. The Analyst also provided the name and phone number of the Committee's assigned Analyst, in case they needed assistance filing their report. Commission records indicate that the respondents did not call again regarding the report until two weeks later on, August 23, at which time the Financial Coordinator was advised to file the report as soon as possible, via a trackable mail service.

The July Quarterly Report was filed on August 23, 2012, 40 days late, via UPS.

Because the challenge asserts that the July Quarterly Report was originally mailed via the United States Postal Service ("USPS") on July 30, OAR sent a supplemental request to the respondents on October 5 seeking clarification of the means of delivery used to mail the report. The request also asked that the respondents provide supporting documentation if one of the "safe harbor" methods, provided for at 2 U.S.C. § 434(a)(5), was used to mail the report.

On October 26, OAR received a response from the Financial Coordinator indicating that they first attempted to submit the July Quarterly Report on July 20 via USPS, and they did not send it using a "safe harbor" method. She explains that further research showed that this first submission was received by the Commission; however, it was an incomplete filing in that the report was blank other than the Executive Director's signature and accompanying general ledger information. Commission records concur that on July 26, 2012, the Commission received this 14 page Miscellaneous Report from the respondents.

The Financial Coordinator states that it is their hope that since the document was received, albeit incomplete, the Commission will not charge any fine. Commission regulations

are clear, however, that the Treasurer shall be personally responsible for the timely and complete filing of reports. 11 C.F.R. § 104.14(d). The July 26 filing, which contained a blank FEC Form 3X that was signed and dated by the Executive Director, neither identified itself as a July Quarterly Report, nor satisfied the requirement to report receipts and disbursements: 2 U.S.C. § 434(a)(1).

Negligence is included at 11 C.F.R. § 111.35(d) as an example of a circumstance that will not be considered reasonably unforeseen and beyond the respondents' control. Their challenge fails to meet any of the three valid grounds for challenging the RTB finding or proposed penalty at 11 C.F.R. § 111.35(b). These are: (i) the RTB finding is based on factual errors; and/or (ii) the improper calculation of the civil money penalty; and/or (iii) they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances. The Reviewing Officer, therefore, recommends that the Commission make a final determination that the respondents violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$550.

#### **OAR Recommendations**

- (1) Adopt the Reviewing Officer recommendation for AF# 2551 involving NAADAC The Association for Addiction Professionals and Alvin Feliciano, in his official capacity as Treasurer, in making the final determination;
- (2) Make a final determination in AF# 2551 that NAADAC The Association for Addiction Professionals and Alvin Feliciano, in his official capacity as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$550; and
- (3) Send the appropriate letter.

Reviewing Officer: Dayna C. Brown

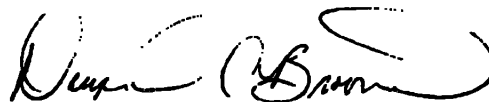
#### **Attachments**

- Attachment 1 – Challenge Received from Respondents
- Attachment 2 –
- Attachment 3 – Declaration from RAD
- Attachment 4 – Declaration from OAR



**DECLARATION OF DAYNA C. BROWN**

1. I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
2. The 2012 July Quarterly Report is due July 15, 2012. Reports sent by first class mail are considered filed on the date of receipt. If the report is sent by certified or registered mail, Priority or Express Mail with delivery confirmation, or by overnight delivery service with an on-line tracking system, it must be postmarked by the close of business on July 15 to be timely filed.
3. I hereby certify that I have searched the Commission's public records and that the documents identified herein are the true and accurate copies of:
  - a. A 13 Page Miscellaneous Report and the Commission's Envelope Replacement Page for Incoming Documents. According to the Commission's records, the Miscellaneous Report is signed by Cynthia Moreno Tuohy, dated July 20, 2012, and was received by the Commission on July 26, 2012;
  - b. Page 1 of the Summary Page and the Commission's Envelope Replacement Page for Incoming Documents for the 2012 July Quarterly Report filed by NAADAC PAC and Cynthia Moreno Tuohy. According to the Commission's records, the report covers the period from April 1 through June 30, 2012, was sent on August 23, and received on August 27, 2012.
4. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Washington on the 31<sup>st</sup> of October, 2012.



Dayna C. Brown  
Reviewing Officer  
Office of Administrative Review  
Federal Election Commission

13092681945

FEC  
FORM 3X

**REPORT OF RECEIPTS  
AND DISBURSEMENTS**  
For Other Than An Authorized Committee

RECEIVED  
2012 JUL 26 AM 8:51

REGISTRATION CENTER

1. NAME OF COMMITTEE (in full) TYPE OR PRINT ▼ Example: If typing, type over the lines.

12FE4M5

ADDRESS (number and street)

☐ Check if different than previously reported. (ACC)

2. FEC IDENTIFICATION NUMBER ▼

CITY ▲

STATE ▲

ZIP CODE ▲

C

3. IS THIS REPORT

☐

NEW (N)

OR

☐

AMENDED (A)

4. TYPE OF REPORT (Choose One)

(a) Quarterly Reports:

- ☐ April 15 Quarterly Report (Q1)  
☐ July 15 Quarterly Report (Q2)  
☐ October 15 Quarterly Report (Q3)  
☐ January 31 Year-End Report (YE)  
☐ July 31 Mid-Year Report (Non-election Year Only) (MY)  
☐ Termination Report (TER)

(b) Monthly Report Due On:

- ☐ Feb 20 (M2) ☐ May 20 (M5) ☐ Aug 20 (M8) ☐ Nov 20 (M11) (Non-Election Year Only)  
☐ Mar 20 (M3) ☐ Jun 20 (M6) ☐ Sep 20 (M9) ☐ Dec 20 (M12) (Non-Election Year Only)  
☐ Apr 20 (M4) ☐ Jul 20 (M7) ☐ Oct 20 (M10) ☐ Jan 31 (YE)

(c) 12-Day PRE-Election Report for the:

- ☐ Primary (12P) ☐ General (12G) ☐ Runoff (12R)  
☐ Convention (12C) ☐ Special (12S)

Election on

\_\_\_\_/\_\_\_\_/\_\_\_\_

In the State of

\_\_\_\_

(d) 30-Day POST-Election Report for the:

- ☐ General (30G) ☐ Runoff (30R) ☐ Special (30S)

Election on

\_\_\_\_/\_\_\_\_/\_\_\_\_

In the State of

\_\_\_\_

5. Covering Period

\_\_\_\_/\_\_\_\_/\_\_\_\_ through \_\_\_\_/\_\_\_\_/\_\_\_\_

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer

Signature of Treasurer

*[Signature]*

Date

07/20/12

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

Office Use Only							
-----------------	--	--	--	--	--	--	--

FEC FORM 3X  
Rev. 12/2004

**SUMMARY PAGE  
OF RECEIPTS AND DISBURSEMENTS**

FEC Form 3X (Rev. 02/2003)

Page 2

Write or Type Committee Name

Report Covering the Period:

From:

/  /

To:

/  /

**COLUMN A  
This Period**

**COLUMN B  
Calendar Year-to-Date**

6. (a) Cash on Hand  
January 1,

(b) Cash on Hand at  
Beginning of Reporting Period.....

(c) Total Receipts (from Line 18) .....

(d) Subtotal (add Lines 6(b) and  
6(c) for Column A and Lines  
6(a) and 6(c) for Column B) .....

7. Total Disbursements (from Line 31) .....

8. Cash on Hand at Close of  
Reporting Period  
(subtract Line 7 from Line 6(d)) .....

9. Debts and Obligations Owed TO  
the Committee (itemize all on  
Schedule C and/or Schedule D) .....

10. Debts and Obligations Owed BY  
the Committee (itemize all on  
Schedule C and/or Schedule D) .....



This committee has qualified as a multicandidate committee. (see FEC FORM 1M)

**For further information contact:**

Federal Election Commission  
999 E Street, NW  
Washington, DC 20463

Toll Free 800-424-9530  
Local 202-694-1100

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DETAILED SUMMARY PAGE  
of Receipts

FEC Form 3X (Rev. 08/2004)

Page 3

Write or Type Committee Name

Report Covering the Period:

From:

Month / Year / Year

To:

Month / Year / Year

I. Receipts

COLUMN A  
Total This Period

COLUMN B  
Calendar Year-to-Date

11. Contributions (other than loans) From:

(a) Individuals/Persons Other  
Than Political Committees

(i) Itemized (use Schedule A).....

(ii) Unitemized .....

(iii) TOTAL (add  
Lines 11(a)(i) and (ii))..... ▶

(b) Political Party Committees .....

(c) Other Political Committees  
(such as PACs).....

(d) Total Contributions (add Lines  
11(a)(iii), (b), and (c)) (Carry  
Totals to Line 33, page 5)..... ▶

12. Transfers From Affiliated/Other  
Party Committees .....

13. All Loans Received .....

14. Loan Repayments Received .....

15. Offsets To Operating Expenditures  
(Refunds, Rebates, etc.)  
(Carry Totals to Line 37, page 5).....

16. Refunds of Contributions Made  
to Federal Candidates and Other  
Political Committees .....

17. Other Federal Receipts  
(Dividends, Interest, etc.) .....

18. Transfers from Non-Federal and Levin Funds

(a) Non-Federal Amount  
(from Schedule H3) .....

(b) Levin Funds (from Schedule H5) .....

(c) Total Transfers (add 18(a) and 18(b)) ..

19. Total Receipts (add Lines 11(d),  
12, 13, 14, 15, 16, 17, and 18(c))..... ▶

20. Total Federal Receipts  
(subtract Line 18(c) from Line 19)..... ▶

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DETAILED SUMMARY PAGE  
of Disbursements

FEC Form SX (Rev. 02/2003)

Page 4

II. Disbursements		COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
21. Operating Expenditures:			
(a) Allocated Federal/Non-Federal Activity (from Schedule H4)			
(i) Federal Share .....			
(ii) Non-Federal Share .....			
(b) Other Federal Operating Expenditures .....			
(c) Total Operating Expenditures (add 21(a)(i), (a)(ii), and (b)) .....			
22. Transfers to Affiliated/Other Party Committees .....			
23. Contributions to Federal Candidates/Committees and Other Political Committees .....			
24. Independent Expenditures (use Schedule E) .....			
25. Coordinated Party Expenditures (2 U.S.C. §441a(d)) (use Schedule F) .....			
26. Loan Repayments Made .....			
27. Loans Made .....			
28. Refunds of Contributions To:			
(a) Individuals/Persons Other Than Political Committees .....			
(b) Political Party Committees .....			
(c) Other Political Committees (such as PACs) .....			
(d) Total Contribution Refunds (add Lines 28(a), (b), and (c)) .....			
29. Other Disbursements .....			
30. Federal Election Activity (2 U.S.C. §431(20))			
(a) Allocated Federal Election Activity (from Schedule H6)			
(i) Federal Share .....			
(ii) "Levin" Share .....			
(b) Federal Election Activity Paid Entirely With Federal Funds .....			
(c) Total Federal Election Activity (add Lines 30(a)(i), 30(a)(ii) and 30(b)) .....			
31. Total Disbursements (add Lines 21(c), 22, 23, 24, 25, 26, 27, 28(d), 29 and 30(c)) .....			
32. Total Federal Disbursements (subtract Line 21(a)(ii) and Line 30(a)(ii) from Line 31) .....			

**SCHEDULE D (FEC Form 3X)**  
**DEBTS AND OBLIGATIONS**  
**Excluding Loans**

(Use separate  
 schedule(s)  
 for each  
 numbered line)

PAGE OF

FOR LINE NUMBER:  
 (check only one)

☐ 9  
☐ 10

NAME OF COMMITTEE (In Full)

A. Full Name (Last, First, Middle Initial) of Debtor or Creditor

Nature of Debt (Purpose):

Mailing Address

City

State

Zip Code

Outstanding Balance Beginning This Period

Amount Incurred This Period

Payment This Period

Outstanding Balance at Close of This Period

B. Full Name (Last, First, Middle Initial) of Debtor or Creditor

Nature of Debt (Purpose):

Mailing Address

City

State

Zip Code

Outstanding Balance Beginning This Period

Amount Incurred This Period

Payment This Period

Outstanding Balance at Close of This Period

C. Full Name (Last, First, Middle Initial) of Debtor or Creditor

Nature of Debt (Purpose):

Mailing Address

City

State

Zip Code

Outstanding Balance Beginning This Period

Amount Incurred This Period

Payment This Period

Outstanding Balance at Close of This Period

1) SUBTOTALS This Period This Page (optional).....▶

2) TOTALS This Period (last page this line number only).....▶

3) TOTAL OUTSTANDING LOANS from Schedule C (last page only).....▶

4) ADD 2) and 3) and carry forward to appropriate line of Summary Page (last page only)▶

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**SCHEDULE B (FEC Form 3X)  
ITEMIZED DISBURSEMENTS**

Use separate schedule(s)  
for each category of the  
Detailed Summary Page

FOR LINE NUMBER:  
(check only one)

PAGE OF

☐ 21b ☐ 22 ☐ 23 ☐ 24 ☐ 25 ☐ 26  
☐ 27 ☐ 28a ☐ 28b ☐ 28c ☐ 29 ☐ 30b

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

Full Name (Last, First, Middle Initial)

A.

Date of Disbursement

Mailing Address

/  /

City State Zip Code

Purpose of Disbursement

Candidate Name

Category/  
Type

Amount of Each Disbursement this Period

Office Sought: ☐ House ☐ Senate ☐ President  
Disbursement For: ☐ Primary ☐ General  
Other (specify)

State: District:

Full Name (Last, First, Middle Initial)

B.

Date of Disbursement

Mailing Address

/  /

City State Zip Code

Purpose of Disbursement

Candidate Name

Category/  
Type

Amount of Each Disbursement this Period

Office Sought: ☐ House ☐ Senate ☐ President  
Disbursement For: ☐ Primary ☐ General  
Other (specify)

State: District:

Full Name (Last, First, Middle Initial)

C.

Date of Disbursement

Mailing Address

/  /

City State Zip Code

Purpose of Disbursement

Candidate Name

Category/  
Type

Amount of Each Disbursement this Period

Office Sought: ☐ House ☐ Senate ☐ President  
Disbursement For: ☐ Primary ☐ General  
Other (specify)

State: District:

SUBTOTAL of Disbursements This Page (optional).....▶

TOTAL This Period (last page this line number only).....▶

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**SCHEDULE H4 (FEC Form 3X)**  
**DISBURSEMENTS FOR ALLOCATED**  
**FEDERAL/NONFEDERAL ACTIVITY**

PAGE  OF   
 FOR LINE 21a OF FORM 3X

NAME OF COMMITTEE (In Full)

A. Full Name (Last, First, Middle Initial)			Allocated Activity or Event:		
Mailing Address			<input type="checkbox"/> Administrative <input type="checkbox"/> Fundraising <input type="checkbox"/> Exempt <input type="checkbox"/> Voter Drive <input type="checkbox"/> Direct Candidate Support <input type="checkbox"/> Public Comm (ref to party only) by PAC		
City                      State                      Zip Code			Allocated Activity or Event Year-To-Date		
Purpose of Disbursement:			<input type="text"/>		
Activity or Event Identifier:			Date <input type="text"/> / <input type="text"/> / <input type="text"/>		
<div style="display: flex; justify-content: space-between;"> <span>FEDERAL SHARE</span> <span>+</span> <span>NONFEDERAL SHARE</span> <span>=</span> <span>TOTAL AMOUNT</span> </div>			<div style="display: flex; justify-content: space-between;"> <input type="text"/> <input type="text"/> <input type="text"/> </div>		

B. Full Name (Last, First, Middle Initial)			Allocated Activity or Event:		
Mailing Address			<input type="checkbox"/> Administrative <input type="checkbox"/> Fundraising <input type="checkbox"/> Exempt <input type="checkbox"/> Voter Drive <input type="checkbox"/> Direct Candidate Support <input type="checkbox"/> Public Comm (ref to party only) by PAC		
City                      State                      Zip Code			Allocated Activity or Event Year-To-Date		
Purpose of Disbursement:			<input type="text"/>		
Activity or Event Identifier:			Date <input type="text"/> / <input type="text"/> / <input type="text"/>		
<div style="display: flex; justify-content: space-between;"> <span>FEDERAL SHARE</span> <span>+</span> <span>NONFEDERAL SHARE</span> <span>=</span> <span>TOTAL AMOUNT</span> </div>			<div style="display: flex; justify-content: space-between;"> <input type="text"/> <input type="text"/> <input type="text"/> </div>		

C. Full Name (Last, First, Middle Initial)			Allocated Activity or Event:		
Mailing Address			<input type="checkbox"/> Administrative <input type="checkbox"/> Fundraising <input type="checkbox"/> Exempt <input type="checkbox"/> Voter Drive <input type="checkbox"/> Direct Candidate Support <input type="checkbox"/> Public Comm (ref to party only) by PAC		
City                      State                      Zip Code			Allocated Activity or Event Year-To-Date		
Purpose of Disbursement:			<input type="text"/>		
Activity or Event Identifier:			Date <input type="text"/> / <input type="text"/> / <input type="text"/>		
<div style="display: flex; justify-content: space-between;"> <span>FEDERAL SHARE</span> <span>+</span> <span>NONFEDERAL SHARE</span> <span>=</span> <span>TOTAL AMOUNT</span> </div>			<div style="display: flex; justify-content: space-between;"> <input type="text"/> <input type="text"/> <input type="text"/> </div>		

SUBTOTAL of Allocated Federal and NonFederal Activity This Page

<div style="display: flex; justify-content: space-between;"> <span>FEDERAL SHARE</span> <span>+</span> <span>NONFEDERAL SHARE</span> <span>=</span> <span>TOTAL AMOUNT</span> </div>		
<div style="display: flex; justify-content: space-between;"> <input type="text"/> <input type="text"/> <input type="text"/> </div>		

TOTAL This Period (last page for each line only)(Federal share to 21(a)(i) and NonFederal share to 21(s)(ii))

<div style="display: flex; justify-content: space-between;"> <span>FEDERAL SHARE</span> <span>NONFEDERAL SHARE</span> <span>TOTAL AMOUNT</span> </div>		
<div style="display: flex; justify-content: space-between;"> <input type="text"/> <input type="text"/> <input type="text"/> </div>		

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7/20/2012

**Check List - PAC**

1

PAC 1100 000 0 0 Operating Cash - First Union

<u>Check</u>	<u>Name</u>	<u>Status</u>	<u>Amount</u>	<u>Type</u>	<u>Check Date</u>	<u>Status Date</u>
1187	Jesse Jackson Jr. for Congress	O	500.00	A	01/25/2012	01/25/2012
1188	Paul Tonko for Congress	O	1,000.00	A	02/28/2012	02/28/2012
1189	CAPITOL DECISIONS INC	O	250.00	A	05/11/2012	05/11/2012
1199	Citizens for Harkin	O	1,000.00	A	05/15/2012	06/13/2012
Total Checks:		4	Total Amount:	2,750.00		

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July 20, 2012

**NAADAC The Assc for Addiction Profs**  
**GENERAL LEDGER DETAIL - YTD**  
**June, 2012**

1

		Date	Mo/Yr	Description	Vendor	Batch Ref	Other	Credits
				Registration-member	Start of Period:			0.00
26630	B	02/21/2012	1 /2012	Meetings: 5503	0	0		0.00 125.00
26637	B	02/22/2012	1 /2012	Meetings: 5503	0	0		0.00 125.00
26638	B	02/22/2012	1 /2012	Meetings: 5502	0	0		0.00 125.00
				Total Debits/Credits:				0.00 375.00
26797	B	03/20/2012	2 /2012	Meetings: 5518	0	0		0.00 125.00
26797	B	03/20/2012	2 /2012	Meetings: 5530	0	0		0.00 125.00
26797	B	03/20/2012	2 /2012	Meetings: 5547	0	0		0.00 125.00
26797	B	03/20/2012	2 /2012	Meetings: 5548	0	0		0.00 125.00
26797	B	03/20/2012	2 /2012	Meetings: 5553	0	0		0.00 125.00
26797	B	03/20/2012	2 /2012	Meetings: 5555	0	0		0.00 125.00
26797	B	03/20/2012	2 /2012	Meetings: 5552	0	0		0.00 375.00
26797	B	03/20/2012	2 /2012	Meetings: 5572	0	0		0.00 250.00
				Total Debits/Credits:				0.00 1,375.00
26805	B	04/12/2012	3 /2012	Meetings: 5579	0	0		0.00 250.00
26806	B	04/12/2012	3 /2012	Meetings: 5582	0	0		0.00 291.87
26806	B	04/12/2012	3 /2012	Meetings: 5585	0	0		0.00 125.00
26806	B	04/12/2012	3 /2012	Meetings: 5602	0	0		0.00 600.00
26806	B	04/12/2012	3 /2012	Meetings: 5610	0	0		0.00 150.00
26806	B	04/12/2012	3 /2012	Meetings: 5612	0	0		0.00 300.00
26806	B	04/12/2012	3 /2012	Meetings: 5661	0	0		0.00 125.00
26806	B	04/12/2012	3 /2012	Meetings: 5662	0	0	25.00	0.00
26809	B	04/13/2012	3 /2012	Meetings: 5668	0	0		0.00 100.00
26809	B	03/01/2012	3 /2012	2kPak: Bank Dap0384 12CC	0	0		0.00 115.00
26809	B	04/13/2012	3 /2012	Meetings: 5579	0	0		0.00 250.00
26809	B	04/13/2012	3 /2012	Meetings: 5582	0	0		0.00 291.87
26809	B	04/13/2012	3 /2012	Meetings: 5585	0	0		0.00 125.00
26809	B	04/13/2012	3 /2012	Meetings: 5602	0	0		0.00 600.00
26809	B	04/13/2012	3 /2012	Meetings: 5610	0	0		0.00 150.00
26809	B	04/13/2012	3 /2012	Meetings: 5612	0	0		0.00 300.00
26809	B	04/13/2012	3 /2012	Meetings: 5661	0	0		0.00 125.00
26809	B	04/13/2012	3 /2012	Meetings: 5668	0	0	25.00	0.00
26809	B	04/13/2012	3 /2012	Meetings: 5668	0	0		0.00 100.00
26809	B	04/13/2012	3 /2012	Meetings: 5664	0	0		0.00 300.00
				Total Debits/Credits:				50.00 4,298.34
26874	B	05/08/2012	4 /2012	Meetings: 5644	0	0		0.00 150.00
26875	B	05/08/2012	4 /2012	Meetings: 5644	0	0		0.00 150.00
				Total Debits/Credits:				0.00 300.00
Account Net:								-8,298.34
End of Period:								-8,298.34

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July 20, 2012

**NAADAC The Assc for Addiction Profs**  
**GENERAL LEDGER DETAIL - YTD**  
**June, 2012**

2

			Description	Vendor	Batch Ref	Other Ref	Debits	Credits
<b>Registration-non-member</b>								
						<b>Start of Period:</b>	<b>0.00</b>	
26797	B	03/20/2012	2 /2012 Meetings: 5563	0	0		0.00	150.00
						<b>Total Debits/Credits:</b>	<b>0.00</b>	<b>150.00</b>
26806	B	04/12/2012	3 /2012 Meetings: 5582	0	0		0.00	125.83
26806	B	04/12/2012	3 /2012 Meetings: 5589	0	0		0.00	200.00
26888	B	04/12/2012	2 /2012 Meetings: 5608	0	0		0.00	200.00
26888	B	04/12/2012	3 /2012 Meetings: 5608	0	0		0.00	550.00
26806	B	04/12/2012	3 /2012 Meetings: 5615	0	0		0.00	200.00
26889	B	04/13/2012	3 /2012 Meetings: 5582	0	0		0.00	125.00
26889	B	04/13/2012	3 /2012 Meetings: 5589	0	0		0.00	200.00
26889	B	04/13/2012	3 /2012 Meetings: 5602	0	0		0.00	200.00
26889	B	04/13/2012	3 /2012 Meetings: 5608	0	0		0.00	550.00
26889	B	04/13/2012	3 /2012 Meetings: 5618	0	0		0.00	200.00
26889	B	04/13/2012	3 /2012 Meetings: 5688	0	0		0.00	200.00
						<b>Total Debits/Credits:</b>	<b>0.00</b>	<b>2,750.00</b>
26974	B	05/00/2012	4 /2012 Meetings: 5644	0	0		200.00	0.00
26975	B	05/08/2012	4 /2012 Meetings: 5644	0	0		200.00	0.00
						<b>Total Debits/Credits:</b>	<b>400.00</b>	<b>0.00</b>
<b>Account Net:</b>								<b>-2,500.00</b>
<b>End of Period:</b>								<b>-2,500.00</b>
<b>Registration-Student</b>								
						<b>Start of Period:</b>	<b>0.00</b>	
26797	B	03/20/2012	2 /2012 Meetings: 5533	0	0		0.00	75.00
26797	B	03/20/2012	2 /2012 Meetings: 5547	0	0		0.00	150.00
26797	B	03/20/2012	2 /2012 Meetings: 5548	0	0		0.00	85.00
26797	B	03/20/2012	2 /2012 Meetings: 5566	0	0		0.00	225.00
						<b>Total Debits/Credits:</b>	<b>0.00</b>	<b>535.00</b>
26806	B	04/12/2012	3 /2012 Meetings: 5579	0	0		0.00	75.00
26806	B	04/12/2012	3 /2012 Meetings: 5680	0	0		0.00	100.35
26889	B	04/13/2012	3 /2012 Meetings: 5678	0	0		0.00	75.30
26889	B	04/13/2012	3 /2012 Meetings: 5680	0	0		0.00	100.00
						<b>Total Debits/Credits:</b>	<b>0.00</b>	<b>350.00</b>
<b>Account Net:</b>								<b>-885.00</b>
<b>End of Period:</b>								<b>-885.00</b>
<b>Others</b>								
						<b>Start of Period:</b>	<b>0.00</b>	

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July 20, 2012

**NAADAC The Assc for Addiction Profs**  
**GENERAL LEDGER DETAIL - YTD**  
**June, 2012**

3

		Date	Mo/Yr	Description	Vendor	Batch Ref	Other Ref	Debits	Credits
26742	B	02/02/2012	2 /2012	IMPak: Bank	0	0		0.00	452.61
<b>Total Debits/Credits:</b>								<b>0.00</b>	<b>452.61</b>
<b>Account Net:</b>									<b>-452.61</b>
<b>End of Period:</b>									<b>-452.61</b>
<b>Start of Period:</b>									<b>0.00</b>
<b>Refunds and discounts</b>									
26931	B	04/10/2012	4 /2012	IMPak: Bank	0	0		150.00	0.00
<b>Total Debits/Credits:</b>								<b>150.00</b>	<b>0.00</b>
<b>Account Net:</b>									<b>150.00</b>
<b>End of Period:</b>									<b>150.00</b>
<b>Start of Period:</b>									<b>0.00</b>
<b>Supplies</b>									
26808	I	04/12/2012	4 /2012	Badges AIA	170	1797		134.95	0.00
<b>Total Debits/Credits:</b>								<b>134.95</b>	<b>0.00</b>
<b>Account Net:</b>									<b>134.95</b>
<b>End of Period:</b>									<b>134.95</b>
<b>Start of Period:</b>									<b>0.00</b>
<b>Postage and shipping</b>									
26827	B	03/05/2012	3 /2012	IMPak: Bank	0	0		6.95	0.00
<b>Total Debits/Credits:</b>								<b>6.95</b>	<b>0.00</b>
<b>Account Net:</b>									<b>6.95</b>
<b>End of Period:</b>									<b>6.95</b>
<b>Start of Period:</b>									<b>0.00</b>
<b>Printing and reproduction</b>									

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July 20, 2012

**NAADAC The Assc for Addiction Profs**  
**GENERAL LEDGER DETAIL - YTD**  
**June, 2012**

4

			Description	Vendor	Batch Ref	Other Ref	Debits	Credits
26729	I	03/01/2012	3 /2012	AIA, N12 Logos JF News	748	1792	928.13	0.00
26799	I	03/28/2012	3 /2012	Travel and Conference Material Reimbur	851	1794	284.88	0.00
Total Debits/Credits:							1,213.01	0.00
26808	I	04/12/2012	4 /2012	AIA Design of Material	748	1797	1,518.75	0.00
Total Debits/Credits:							1,518.75	0.00
27116	I	06/25/2012	6 /2012	Lapel Prints for PAC	835	1822	1,392.03	0.00
Total Debits/Credits:							1,392.03	0.00
Account Net:							4,123.79	
End of Period:							4,123.79	
Conference and meetings							Start of Period:	0.00
26725	I	03/16/2012	3 /2012	Cash for AIA Conference	108	1791	250.00	0.00
26801	I	03/29/2012	3 /2012	AIA Chares	18	1795	20,230.67	0.00
26819	J	04/13/2012	3 /2012	Redeposit of Cash from AIA Conference			0.00	250.00
Total Debits/Credits:							20,480.67	250.00
26974	B	05/08/2012	4 /2012	Misc Inv: 5675	0	0	0.00	2,652.16
Total Debits/Credits:							0.00	2,652.16
Account Net:							17,578.51	
End of Period:							17,578.51	
Personnel allocations							Start of Period:	0.00

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July 20, 2012

**NAADAC The Assc for Addiction Profs**  
**GENERAL LEDGER DETAIL - YTD**  
**June, 2012**

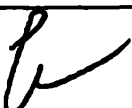
5

			Mo/Yr	Desc	Vendor	Ref	Other	Credits
26702	J	02/22/2012	1 /2012	Personnel allocations			3,918.18	0.00
26703	J	02/22/2012	1 /2012	Personnel allocations			901.15	0.00
<b>Total Debits/Credits:</b>							<b>4,819.31</b>	<b>0.00</b>
26733	J	03/19/2012	2 /2012	Personnel allocations			3,316.91	0.00
26734	J	03/19/2012	2 /2012	Personnel allocations			366.62	0.00
<b>Total Debits/Credits:</b>							<b>3,683.53</b>	<b>0.00</b>
26986	J	05/11/2012	3 /2012	Personnel allocations			7,994.98	0.00
26987	J	05/11/2012	3 /2012	Personnel allocations			1,478.35	0.00
<b>Total Debits/Credits:</b>							<b>9,473.33</b>	<b>0.00</b>
26989	J	05/11/2012	4 /2012	Personnel allocations			1,135.31	0.00
26990	J	05/11/2012	4 /2012	Personnel allocations			336.72	0.00
<b>Total Debits/Credits:</b>							<b>1,472.03</b>	<b>0.00</b>
<b>Account Net:</b>							<b>19,448.20</b>	
<b>End of Period:</b>							<b>19,448.20</b>	
<b>Start of Period:</b>							<b>0.00</b>	
26704	J	02/22/2012	1 /2012	Overhead			7,489.05	0.00
<b>Total Debits/Credits:</b>							<b>7,489.05</b>	<b>0.00</b>
26735	J	03/19/2012	2 /2012	Overhead			4,849.61	0.00
<b>Total Debits/Credits:</b>							<b>4,849.61</b>	<b>0.00</b>
26988	J	05/11/2012	3 /2012	Overhead			20,340.98	0.00
<b>Total Debits/Credits:</b>							<b>20,340.98</b>	<b>0.00</b>
26991	J	05/11/2012	4 /2012	Overhead			1,462.74	0.00
<b>Total Debits/Credits:</b>							<b>1,462.74</b>	<b>0.00</b>
27104	J	06/13/2012	5 /2012	Overhead			0.00	0.00
<b>Total Debits/Credits:</b>							<b>0.00</b>	<b>0.00</b>
<b>Account Net:</b>							<b>34,142.38</b>	
<b>End of Period:</b>							<b>34,142.38</b>	
<b>Total Net:</b>							<b>85,448.83</b>	

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**Federal Election Commission**  
**ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS**  
The FEC added this page to the end of this filing to indicate how it was received.

<input type="checkbox"/> Hand Delivered	Date of Receipt
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Delivery Confirmation™ or Signature Confirmation™ Label <input type="checkbox"/>	
<input type="checkbox"/> USPS Express Mail	Postmarked
<input type="checkbox"/> Postmark Illegible	
<input checked="" type="checkbox"/> No Postmark	
<input type="checkbox"/> Overnight Delivery Service (Specify):	Shipping Date
Next Business Day Delivery <input type="checkbox"/>	
<input type="checkbox"/> Received from House Records & Registration Office	Date of Receipt
<input type="checkbox"/> Received from Senate Public Records Office	Date of Receipt
<input type="checkbox"/> Received from Electronic Filing Office	Date of Receipt
<input type="checkbox"/> Other (Specify):	Date of Receipt or Postmarked
 <b>PREPARER</b> (3/2005)	7/26/12 <b>DATE PREPARED</b>

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12030862362

FEC  
FORM 3X

**REPORT OF RECEIPTS  
AND DISBURSEMENTS**  
For Other Than An Authorized Committee

RECEIVED

2012 AUG 27 AM 9:54

FEC MAIL CENTER

12FE4M5

1. NAME OF  
COMMITTEE (in full)

TYPE OR PRINT ▼

Example: If typing, type  
over the lines.

NAADAC PAC

ADDRESS (number and street)

11001 N Fairfax St. Ste. 201



Check if different  
than previously  
reported. (ACC)

Alexandria

VA

22314

2. FEC IDENTIFICATION NUMBER ▼

CITY ▲

STATE ▲

ZIP CODE ▲

C

3. IS THIS  
REPORT

☒ NEW  
(N)

OR

☐

AMENDED  
(A)

4. TYPE OF REPORT  
(Choose One)

(a) Quarterly Reports:



April 15  
Quarterly Report (Q1)



July 15  
Quarterly Report (Q2)



October 15  
Quarterly Report (Q3)



January 31  
Year-End Report (YE)



July 31 Mid-Year  
Report (Non-election  
Year Only) (MY)



Termination Report  
(TER)

(b) Monthly  
Report  
Due On:



Feb 20 (M2)



May 20 (M5)



Aug 20 (M8)



Nov 20 (M11)  
(Non-Election  
Year Only)



Mar 20 (M3)



Jun 20 (M6)



Sep 20 (M9)



Dec 20 (M12)  
(Non-Election  
Year Only)



Apr 20 (M4)



Jul 20 (M7)



Oct 20 (M10)



Jan 31 (YE)

(c)

12-Day  
PRE-Election  
Report for the:



Primary (12P)



General (12G)



Runoff (12R)



Convention (12C)



Special (12S)

Election on

2012

08

20

In the  
State of

VA

(d)

30-Day  
POST-Election  
Report for the:



General (30G)



Runoff (30R)



Special (30S)

Election on

2012

08

20

In the  
State of

VA

5. Covering Period

04

01

2012

through

06

30

2012

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer

Cynthia Mauro Juby

Signature of Treasurer

Cynthia Mauro Juby

Date

07

20

2012

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

Office  
Use  
Only

FEC FORM 3X  
Rev. 12/2004



**Federal Election Commission**  
**ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS**  
The FEC added this page to the end of this filing to indicate how it was received.

<input type="checkbox"/> Hand Delivered	Date of Receipt
<input type="checkbox"/> USPS First Class Mail	Postmarked
<input type="checkbox"/> USPS Registered/Certified	Postmarked (R/C)
<input type="checkbox"/> USPS Priority Mail	Postmarked
Delivery Confirmation™ or Signature Confirmation™ Label <input type="checkbox"/>	
<input type="checkbox"/> USPS Express Mail	Postmarked
<input type="checkbox"/> Postmark Illegible	
<input type="checkbox"/> No Postmark	
<input checked="" type="checkbox"/> Overnight Delivery Service (Specify): <i>UPS</i>	Shipping Date <i>8/23/12</i>
Next Business Day Delivery <input checked="" type="checkbox"/>	
<input type="checkbox"/> Received from House Records & Registration Office	Date of Receipt
<input type="checkbox"/> Received from Senate Public Records Office	Date of Receipt
<input type="checkbox"/> Received from Electronic Filing Office	Date of Receipt
<input type="checkbox"/> Other (Specify):	Date of Receipt or Postmarked
<div style="display: flex; justify-content: space-between;"><div style="width: 60%;">PREPARER <i>[Signature]</i> (3/2005)</div><div style="width: 35%; text-align: right;">DATE PREPARED <i>8/27/12</i></div></div>	

13092681961

12030881214



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

VIA OVERNIGHT DELIVERY

November 1, 2012

Alvin Feliciano, in official capacity as Treasurer  
NAADAC The Association For Addiction Professionals  
1001 N Fairfax Street, Suite 201  
Alexandria, VA 22314

C00293100  
AF#: 2551

Dear Mr. Feliciano:

On September 12, 2012, the Federal Election Commission ("Commission") found reason to believe ("RTB") that NAADAC The Association For Addiction Professionals and you, in your official capacity as Treasurer ("respondents"), violated 2 U.S.C. § 434(a) for failing to file the 2012 July Quarterly Report. The Commission also made a preliminary determination that the civil money penalty was \$550 based on the schedule of penalties at 11 C.F.R. § 111.43.

After reviewing the written response and any supplemental information submitted by you and Commission staff, the Reviewing Officer has recommended that the Commission make a final determination in this matter. A copy of the Reviewing Officer's recommendation is attached.

You may file with the Commission Secretary a written response to the recommendation within 10 days of the date of this letter. Your written response should be sent to the Commission Secretary, 999 E Street, NW, Washington, DC 20463. As a result of the anthrax threat in the Washington, DC area, US Postal Service mail delivery to federal agencies, including the Commission, has been interrupted. Until regular mail delivery resumes, you may also file your written response with the Commission Secretary via facsimile (202-208-3333) or by courier at the same address (if you use an overnight delivery service, please use zip code 20004 instead of zip code 20463). Please include the AF # in your response. Your response may not raise any arguments not raised in your original written response or not directly responsive to the Reviewing Officer's recommendation. 11 C.F.R. § 111.36(f). The Commission will then make a final determination in this matter.

Please contact me at the toll free number 800-424-9530 (press 0, then press 1660) or 202-694-1660 if you have any questions.

Sincerely,

Dayna C. Brown  
Reviewing Officer  
Office of Administrative Review

13092681962



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2012 NOV 14 PM 1:00

November 14, 2012

**MEMORANDUM**

**SENSITIVE**

To: The Commission

Through: Alec Palmer *APC*  
Staff Director

From: Patricia C. Orrock *PCO*  
Chief Compliance Officer

Dayna C. Brown *DCB*  
Reviewing Officer  
Office of Administrative Review

Subject: Final Determination Recommendation in AF# 2551 – NAADAC The Association for Addiction Professionals and Alvin Feliciano, in official capacity as Treasurer (C00293100)

On September 12, 2012, the Commission found reason to believe ("RTB") that the respondents violated 2 U.S.C. § 434(a) for failing to file the 2012 July Quarterly Report and also made a preliminary determination that the civil money penalty was \$550 based on the schedule of penalties at 11 C.F.R. § 111.43.

On October 2, 2012, the Commission received their written response ("challenge"). After reviewing the challenge, the Reviewing Officer's recommendation ("ROR") dated October 31, 2012, was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference. The Reviewing Officer recommended that the Commission make a final determination that they violated 2 U.S.C. § 434(a) and assess a \$550 civil money penalty because they submitted no evidence that a factual error was made in the RTB finding, that the penalty was miscalculated at RTB or that they used best efforts to file on time. 11 C.F.R. § 111.35(b).

Within 10 days of transmittal of the recommendation, they may file a written response with the Commission Secretary which may not raise any arguments not raised in their challenge or not directly responsive to the ROR. 11 C.F.R. § 111.36(f).

On November 13, 2012, the Commission received the written response from the Executive Director stating that she does not know how the July 26 report received by the Commission appeared to be blank, as the copy in their files was complete. She further states that

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she accepts that they were out of compliance with the submission of their July Quarterly Report, and will remit the \$550.00 civil money penalty.

The Reviewing Officer, therefore, recommends that the Commission make a final determination that the respondents violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$550.

**OAR Recommendations**

- (1) Adopt the Reviewing Officer recommendation for AF# 2551 involving NAADAC The Association for Addiction Professionals and Alvin Feliciano, in his official capacity as Treasurer, in making the final determination;
- (2) Make a final determination in AF# 2551 that NAADAC The Association for Addiction Professionals and Alvin Feliciano, in his official capacity as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$550; and
- (3) Send the appropriate letter.

Attachment

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Final Determination Recommendation – ) AF 2551  
NAADAC The Association for Addiction )  
Professionals and Alvin Feliciano, in )  
official capacity as Treasurer )  
(C00293100) )

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on November 28, 2012, the Commission decided by a vote of 6-0 to take the following actions in AF 2551:

1. Adopt the Reviewing Officer recommendation for AF# 2551 NAADAC The Association for Addiction Professionals and Alvin Feliciano, in his official capacity as Treasurer, in making the final determination.
2. Make a final determination in AF# 2551 that NAADAC The Association for Addiction Professionals and Alvin Feliciano, in his official capacity as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$550.
3. Send the appropriate letter.

Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

November 29, 2012  
Date

Shawn Woodhead Werth  
Shawn Woodhead Werth  
Secretary and Clerk of the Commission

13092681965



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 5, 2012

Alvin Feliciano, in official capacity as Treasurer  
NAADAC The Association for Addiction Professionals  
1001 N Fairfax Street, Suite 201  
Alexandria, VA 22314

C00293100  
AF#: 2551

Dear Mr. Feliciano:

On September 12, 2012, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that NAADAC The Association for Addiction Professionals and you, in your official capacity as Treasurer ("respondents"), violated 2 U.S.C. § 434(a) for failing to file the 2012 July Quarterly Report. The Commission also made a preliminary determination that the civil money penalty was \$550 based on the schedule of penalties at 11 C.F.R. § 111.43. By letter dated September 13, 2012, the Commission sent you notification of the RTB finding that included a civil money penalty calculated at RTB of \$550 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On October 2, 2012, the Office of Administrative Review received your written response, challenging the RTB finding.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and the written response. On October 5, 2012, the Reviewing Officer requested additional information from you, and your response was received on October 26, 2012. Based on this review, the Reviewing Officer recommended that the Commission make a final determination that NAADAC The Association for Addiction Professionals and you, in your official capacity as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty in the amount of \$550 in accordance with 11 C.F.R. § 111.43. The basis for the Reviewing Officer's recommendation was included in the Final Determination Report, a copy of which was sent to you on November 1, 2012.

On November 28, 2012, the Commission adopted the Reviewing Officer's recommendation and made a final determination that NAADAC The Association for Addiction Professionals and you, in your official capacity as Treasurer, violated 2 U.S.C. § 434(a) and assessed a civil money penalty of \$550. It is based on the same factors used to calculate the civil money penalty at RTB. A copy of the final determination recommendation is attached.

On November 30, 2012, the Commission received your \$550 payment.

**If You Choose to Appeal the Final Determination and/or Civil Money Penalty**

If you choose to appeal the final determination, you should submit a written petition, within 30 days of receipt of this letter, to the district court of the United States for the district in which the committee or treasurer reside, or transact business, requesting that the final determination be modified or set aside. See 2 U.S.C. § 437g(a)(4)(C)(iii). Your failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver of the respondents' right to present such argument in a petition to the district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. The file will be made a part of the public record pursuant to 11 C.F.R. § 111.42(b). Although the file must be placed on the public record within 30 days from the date of the Commission's notification, this could occur at any time following certification of the Commission's vote.

If you have any questions regarding the payment of the civil money penalty, please contact Dayna Brown on our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Caroline C. Hunter  
Chair

Attachment

13092681967

FOR: NAADAC The Association For Addiction Professionals

FEC ID#: C00293100

AF#: 2551

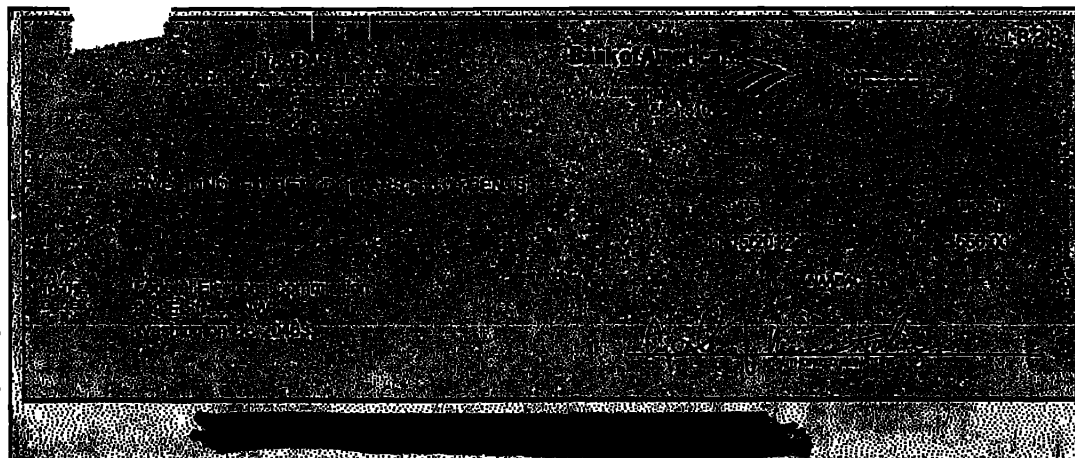
PAYMENT DUE DATE: October 22, 2012

PAYMENT AMOUNT DUE: \$550

Attachment 3

FEDERAL ELECTION COMMISSION

Lockbox: GLX-979058 Ledger Date 11/30/2012



Batch	Item	TID	Batch Total	Amount
1	1	Y-3002849	\$550.00	\$550.00

usbank.

St. Louis GA Lockbox  
(314) 425-1818

13092681968





FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2551

DATE SCANNED

1/9/13

SCANNER NO.

2

SCAN OPERATOR

EEJ

13092681969